

GOVERNMENT OF ANDHRA PRADESH  
**ABSTRACT**

Andhra Pradesh Medical & Health Services - P. Kistaiah, Para Medical Officer (now retired), Warangal - Certain allegations stated to have been committed by him - Disciplinary action initiated - Dropping of further action - Orders - Issued.

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**HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.2) DEPARTMENT**

**G.O.Rt.No. 1678**

**Dated: 05-11-2008.**

**Read the following:-**

1. From the Registrar, Institution of A.P. Lok Ayukta and Upa- Lok Ayukta, Hyd., Lr.Dis.No.1287/01/B2/6193/02, dt.10/12.7.2002.
2. Orders of the Upa-Lok Ayukta, dated 09.07.2002.
3. Govt. Memo.No.15212/VC.II.2/2002-5, dt.23.11.2002.
4. From the DH, AP Hyd. Lr.No.11994/VC.III.B/02, dt.16.10.2007
5. Orders of H.C. in W.P.No.11661/08, dated 28.08.2008.

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**ORDER:**

In the reference 1<sup>st</sup> read above, the complainant has filed complaint before the Hon'ble Lokayukta and Upa-Lokayukta containing certain allegations of corruption, misappropriation and malpractice against Dr.K.Madhukar Varma, formerly working as District Leprosy Officer, Khammam (now retired) and his staff including Sri P. Kistaiah, Para Medical Officer (now retired), Warangal.

2. In its orders 2<sup>nd</sup> read above, the Hon'ble Upa-Lokayukta has mentioned that on receipt of two anonymous complaints along with press clippings of certain daily news papers containing allegations of corruption, misappropriation and malpractice it had taken the above said petitions as suo motu complaint and got the matter investigated by the Director (Investigation) and identified certain officers as erred public servants and directed the Government to take necessary action.

3. As and when any investigation report is directly received from the Office of the Lokayukta with a direction for taking necessary disciplinary action, necessary Show Cause Notice could be straight away issued without further enquiry as per G.O.Ms.No.350, General Administration (Services .C) Department, dated 8.08.2002 as amended in rule 27 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991. The Director of Health, Hyderabad being the competent authority for taking any action against Sri P. Kistaiah, Para Medical Officer and (7) other officials, Office of the District Leprosy Officer, Khammam, the Government in the reference 3<sup>rd</sup> read above, have directed the Director of Health, Hyderabad to take necessary action as per the G.O.Ms.No.350, General Administration (Services.C) Department, dated 8.08.2002. Accordingly the Director of Health has processed the disciplinary action against Sri P. Kistaiah, Para Medical Officer, Warangal by issuing a Show Cause Notice. In the reference 4<sup>th</sup> read above, the Director of Health, Hyderabad has referred this case, to the Government for taking further action in the matter, as the individual was retired from the service.

(P.T.O.)

4. Aggrieved by the above, the Sri P. Kistaiah, Para Medical Officer (now Retired) has filed an O.A.No.3523/2007 in A.P. Administrative Tribunal and the Hon'ble Tribunal by its orders dt.18.01.2008 has allowed the said O.A. No.3523/2007 by setting aside the impugned orders observing that no disciplinary Proceedings having been initiated against the applicant and therefore the applicant is entitled to be released with all retrial benefits forth with.

5. Keeping in view of the above said orders of Hon'ble Tribunal, Government after careful examination have decided and accordingly filed a W.P. No.11661/2008 in Hon'ble High Court of Andhra Pradesh.

6. In the reference 5<sup>th</sup> read above, the High Court of Andhra Pradesh in its orders dt.28.08.2008 in W.P.No.11661/2008 passed the following orders:

"It is clear that the disciplinary authority failed to conduct the disciplinary proceedings as per the 1991 Rules by issuing a Charge Memo and conducting inquiry. That a part, though the disciplinary proceeding were instituted in 2002, till 2007 no final orders was passed. In the circumstances, we do not find any infirmity or illegality in the orders passed by the Tribunal warranting interference by this court. Therefore the W.P. is dismissed".

7. In the light of the both the orders in respect of Hon'ble Tribunal in O.A.No.3523/2007, dt.18.01.2008, and the orders of the Hon'ble High Court of Andhra Pradesh, in W.P.No.11661/2008, dt.28.08.2008 Government after careful consideration have decided to comply with the court orders and to drop further action in the matter against Sri. P. Kistaiah, Para Medical Officer (now retired), Warangal. Accordingly, further action against Sri P. Kistaiah, Para Medical Officer (now retired), Warangal in the matter, is hereby dropped.

8. The Director of Health, A.P. Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**DR. VIJAY KUMAR**  
**EX-OFFICIO SECRETARY TO GOVERNMENT**

To

Sri P. Kistaiah, Para Medical Officer (now retired), Warangal

**through** Director of Health, A.P. Hyderabad.

The Director of Health, A.P. Hyderabad.

The District Medical & Health Officer, Warangal / Khammam.

The Health, Medical & Family Welfare ( ) Department,

P.S. to Minister (H&FW).

P.S. to Ex-Officio Secretary to Government.

SF/SC.

**//FORWARDED:: BY ORDER//**

**SECTION OFFICER**